



Texas Department of Health

Eduardo J. Sanchez, M.D., M.P.H.
Commissioner of Health

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Gary R. Bego
Chief Operating Officer

Charles E. Bell, M.D.
Executive Deputy Commissioner

November 16, 2001

Re: Senate Bill 509 – Implementing Requirements to Verify Asbestos Surveys

Dear Building Permit Official:

On August 10, 2001, the Texas Department of Health (TDH) sent a list of Frequently Asked Questions to all Texas building permit officials. The Frequently Asked Questions addressed Senate Bill 509. Senate Bill 509 requires municipalities to verify that an asbestos survey has been conducted prior to issuing renovation or demolition permits for public or commercial buildings, and affects renovation and demolition permits for public or commercial buildings issued by municipalities on or after January 1, 2002.

To help implement this bill, the TDH has enclosed example language that your city may choose to include on the permit application process for applicants to answer. This language is intended to assist the cities in verifying that an asbestos survey has been conducted. TDH is not requiring that cities use these examples, but is attempting to provide guidance and assist building permit officials.

If you have any questions concerning this information or would like additional assistance, please contact Jennifer Delk, Asbestos Programs Branch, Outreach/Information Section, at either 1-800-572-5548 or 512-834-6610 or the Asbestos Program at the nearest Texas Department of Health regional office.

Sincerely,

John O. Onyenobi, P.E., N.S.P.E., Acting Chief
Asbestos Programs Branch
Toxic Substances Control Division

Example 1

An asbestos survey has been conducted in accordance with the Texas Asbestos Health Protection Rules (TAHPR) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) for the areas being renovated and/or demolished.

Yes____ No* ____

*If the answer is No, then as the owner/operator of the renovation/demolition site, I understand that it is my responsibility to have this asbestos survey conducted in accordance with Texas Asbestos Health Protection Rules (TAHPR) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) prior to a renovation/demolition permit being issued by the City of _____.

Example 2

Was an asbestos survey performed in accordance with Texas Asbestos Health Protection Rules (TAHPR) and the National Emission Standards for Hazardous Air Pollutants (NESHAP)? Yes ____ No* ____

Date of survey: ____/____/____

TDH Inspector License No. _____

*If the answer is No, then as the owner/operator of the renovation/demolition site, I understand that it is my responsibility to have this asbestos survey conducted in accordance with Texas Asbestos Health Protection Rules (TAHPR) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) prior to a renovation/demolition permit being issued by the City of _____.

Example 3

D I hereby certify that an asbestos survey has been done in accordance with the Texas Asbestos Health Protection Rules (TAHPR) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) for the area(s) being renovated and/or demolished.

Example 4

D A copy of the asbestos survey for the area(s) to be renovated/demolished has been included with this permit application. This survey has been done in accordance with the Texas Asbestos Health Protection Rules (TAHPR) and the National Emission Standards for Hazardous Air Pollutants (NESHAP).